

CHAPTER 308

(Senate Bill 187)

AN ACT concerning

Use or Possession of Fire Bombs

FOR the purpose of making it unlawful to manufacture, assemble, use, or possess certain containers containing incendiary materials.

BY repealing and re-enacting, with amendments,

Article 27 - Crimes and Punishments

Section 139A(a)

Annotated Code of Maryland

(1971 Replacement Volume and 1973 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 139A(a) of Article 27 - Crimes and Punishments, of the Annotated Code of Maryland (1971 Replacement Volume and 1973 Supplement) be and it is hereby repealed and re-enacted, with amendments, to read as follows:

Article 27 - Crimes and Punishments

139A.

(a) It is unlawful for any person to manufacture, assemble, use or possess in this State, any device commonly known as a fire bomb or a Molotov cocktail. Such a device is defined as any container which is filled with an incendiary [liquid and into which, or attached to which, a fuse is placed and ignited, resulting in the explosion of the container] MIXTURE OR FLAMMABLE MATERIAL OR LIQUID, AND IS DESIGNED AND INTENDED TO BE USED AS A DESTRUCTIVE DEVICE AND WHOSE IGNITION IS CAUSED BY FLAME, FRICTION, CONCUSSION, DETONATION OR OTHER METHOD WHICH WILL PRODUCE DESTRUCTIVE EFFECTS PRIMARILY THROUGH COMBUSTION RATHER THAN EXPLOSION. THIS PROVISION SHALL NOT EXTEND TO THOSE CONTAINERS THAT CONTAIN AND THAT ARE PRIMARILY DESIGNED AND APPROVED FOR THE TRANSPORTATION OR STORAGE OF A PARTICULAR MIXTURE, MATERIAL OR LIQUID.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1974.

Approved April 30, 1974.